

The opinion in support of the decision being  
entered today is not binding precedent of the Board.

Paper 27

Filed by: Trial Section Merits Panel  
Board of Patent Appeals and Interferences  
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Filed  
January 16, 2004

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

**FAXED**

JAN 16 2004

PAT. & T.M. OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES

PETER S. LINSLEY, PETER A. KIENER,  
JEFFREY A. LEDBETTER, NITIN K. DAMLE,  
AND WILLIAM BRADY  
Senior Party,  
(U.S. Patent No. 5,885,579),

v.

JEFFREY A. BLUESTONE, PHILLIP M. WALLACE  
PETER S. LINSLEY, JEFFREY A. LEDBETTER, NITIN K. DAMLE,  
AND WILLIAM BRADY  
Junior Party  
(U.S. Patent Application 08/696,107).

Patent Interference No. 105,107 (MPT)

Before: LEE, SPIEGEL and TIERNEY, Administrative Patent Judges.

TIERNEY, Administrative Patent Judge.

**FINAL JUDGMENT**


Senior Party Bluestone has filed a request for entry of judgment adverse to Bluestone  
with respect to all counts in this interference (Counts 1-11). (Bluestone Request for Entry of

Upon consideration of the record, it is:

**FURTHER ORDERED** that JEFFREY A. BLUESTONE, PHILLIP M. WALLACE, PETER S. LINSLEY, JEFFREY A. LEDBETTER, NITIN K. DAMLE and WILLIAM BRADY is not entitled to a patent containing claims 39-49 of Bluestone, U.S. Application Serial No. 08/696,107, as they correspond to Counts 1-11.

  
JAMESON LEE  
Administrative Patent Judge

*Carol A. Spiegel*  
CAROL A. SPIEGEL  
Administrative Patent Judge

  
MICHAEL P. TIERNEY  
Administrative Patent Judge

BOARD OF PATENT  
APPEALS  
AND  
INTERFERENCES

cc (via Facsimile)

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